

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There is an Extraordinary issue to the Official Gazette, Series I No. 29 dated 16-10-97 namely, Extraordinary dated 17-10-87 from pages 541 to 542 regarding Notification from department of Power.

GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Notification

3/2/Hort/4/N. Act/97/D. Agri/425

The following draft rules which are proposed to be made under the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) published as required by sub-section (12) of section 21 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft Rules may be forwarded to the Director of Agriculture, 4th Floor, Vidhyut Bhawan, Directorate of Agriculture, Panaji Goa, before the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

Draft Rules

In exercise of the powers conferred by Section 21 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997), and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called "The Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1997.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) "Act" means the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997);

(b) "Form" means the form appended to these rules;

(c) "section" means a section of the Act;

(d) words and phrases used but not defined in these rules shall have the same meaning as assigned to them in the Act.

3. *Forms of application and licence fee therefore.*— (1) Any owner of a fruit or ornamental plant nursery desiring to obtain a licence under section 4 of the Act shall make an application in Form 'A' appended to these rules in respect of each such nursery to the competent authority, accompanied by a licence fee of Rs. 1000/-, in respect of each such nursery.

(2) On receipt of an application in Form 'A' the competent authority shall inspect the nursery or cause the nursery to be inspected and on such inspection, or after considering the report of the inspection, if any, shall grant the licence for a period of 5 years.

A licence granted under section 5 of the Act shall be in Form 'B'.

4. *Validity of licence etc.*— (1) Subject to the provision of sub-section (4) of section 5 of the Act, every licence shall remain in force for a period of five years from the application to the competent authority in Form 'C' appended to these rules together with a renewal fee of Rs. 1000/-.

(2) On receipt of an application in Form 'C' the competent authority shall inspect the nursery or cause the nursery to be inspected and on such inspection, or after considering the report of the inspection, if any, shall renew the licence for a period of years.

5. *Rates charged to be exhibited.*— The owner of the fruit nursery shall exhibit at a prominent or conspicuous place in his nursery the rates charged by him, for each of the nursery plants, sold by him.

6. *Registers.*— Every owner of a fruit nursery holding a licence under the Act, shall during its validity of licence maintain,—

(a) a register showing the name of the fruit plant/ornamental plant and its variety and a layout plan showing the position of every root stock, scion trees and mother plants, employed in raising the fruit/ornamental plant, in Form 'D' appended to these rules;

(b) a register where the licensee obtains the seeds or cuttings from any plant in any other nursery in the State, for preparation of the plants in his nursery, in form "E" appended to these rules;

(c) a register showing the details of all sales of fruits and ornamental plants made by him, in Form "F" appended to these rules.

7. *Manner of determination of age of fruit and ornamental plants.*— The age of the fruit and ornamental plants for the purpose of clause (g) of section 6 of the Act, shall be determined as follows:—

(a) in case of seedlings, from the date of sowing the seed;

(b) in case of rooted cuttings, from the date of planting the cuttings in the nursery bed;

(c) in case of a budded or grafted plant (age of root stock and of scion being indicated separately), the age of the root stock will be determined as in case of seedling and in case of scion from the date of performing the operation of grafting;

(d) in the case of layered plant, from the date of performing the operation of layering.

8. *Technical instructions by Competent Authority.*— The technical instructions about the manner of propagation of fruit plants for ensuring of their quality, will be issued by the competent authority, in writing, and will be communicated to the licence holders by registered post. These will be operative for six months, after the date of issue of instructions or the date specified in the communication, whichever is earlier.

9. *Form of label.*— The label to be affixed to the nursery plant shall be in Form 'G' appended to these rules.

10. *Fee for duplicate licence.*— The fee for the issue of a duplicate licence under the Act shall be Rs. 100/- (Rupees one hundred) only.

11. *Appeal.*— An appeal under section 12 of the Act, against any order of the competent authority shall be made to the appellate authority, in Form 'H' appended to these rules, within 90 days from the date of the order of the competent authority.

12. *Time for entry and inspection of fruit and ornamental nursery.*— The competent authority or any person authorised by it shall exercise the powers conferred by section 14 of the Act, between 7 am to 8 pm on any day.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture.

Panaji, 23rd October, 1997.

Form 'A'

[See rule 3 (1)]

Application for licence under rule 3 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1997

(1) Name of the Nursery:—

(2) Name and full address of the owner:—

(3) Exact location of the nursery:—

(a) Road:

(b) Ward:

(c) Town/Village:

(d) Taluka:

(e) District:

(4) Total area of the nursery including mother plants with survey numbers:—

(A) Details of the mother trees of scion:—

(a) Survey number and area:

(b) Kind of fruit plants/ornamental plants with variety:

(c) Age of fruit plant, source of mother plant:— (In case information about source of mother plants is not available, their performance in respect of yield and quality of fruits before being used as mother plants)

(B) Details of mother plants of root stock:—

(a) Survey number and area:

(b) Kind and variety of root stock:

(c) Number of plants:

(d) Age of plants:

(e) Source of mother plants:

(If root stock plants are not his own, particulars of the source from which they will be obtained should be given)

(C) Number of grafted, budded or rooted cuttings with the details of varieties of each fruit/ornamental crop, the applicant wants to produce every year.

Name of the fruit/ornamental	Variety	Method of propagation	No. of plants to be propagated
(1)	(2)	(3)	(4)

(5) How long has the applicant been in the nursery business:—

(If so, the number of fruit/ornamental plants produced and sold each year, during last two years may be given separately for each variety.

(6) Details of the equipment available for control of insects, pests and plant diseases:—

(7) Particulars of the licence fee paid:—

(8) Declaration:—

(a) I hereby declare that the information given above is true to the best of my knowledge and belief.

(b) I have read the Act and Rules made thereunder and undertake to fulfil all the conditions prescribed in the Act and rules as may be amended from time to time.

(c) I undertake to sell only quality plants at reasonable price.

- (d) I undertake to plant the required mother plants of scion and root stocks that are at present not available in my nursery, in the next planting season.

Form 'C'

[See rule 4 (1)]

Place: Signature of applicant

Dated: Name:

Form 'B'

[See rule 3 (2)]

Book No.

Licence No.:

Date of Issue:

Valid upto:

Licence for conducting or carrying on business of Nursery in the State of Goa

Licence is hereby granted to Shri of with effect from the date of 19 to conduct or carry on the business of the fruit/ornamental plants nursery at (here specify location of the nursery) (hereinafter referred to as "the licensed premises") in the State, subject to the provisions of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997), on the following terms and conditions.

Name of the fruit/ ornamental plant nursery	Location of the fruit/ornamental plant nursery	Total Area fruit/orna- mental nursery	Name/Variety of the fruit/ ornamental plants in the regular course of business to be propagated & sold under this licence
(1)	(2)	(3)	(4)

Place:

Dated: Signature of the Competent Authority
Designation

TERMS AND CONDITIONS OF THE LICENCE

(1) This licence shall be displayed in a prominent and conspicuous place in the licensed premises.

(2) The licensee shall comply with the provisions of the Goa Fruits and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) and the rules made thereunder from time to time.

(3) The licensee shall not keep in the licensed premises any fruit/ornamental plants other than those in respect of which this licence has been granted under the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) and rules framed thereunder.

The licensee shall report from time to time to the competent authority any change in location of fruit nursery where he sells the fruit/ornamental plants.

Form of application for renewal of the licence under the Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1997.

To,
The Director of Agriculture,
Government of Goa,
Panaji - Goa.

I/We hereby apply for the renewal of licence to carry on the business of production and sale of fruit/ornamental plants under the name of The original licence was granted by the Director of Agriculture under No. for a period of five years which expires on

(1) Total area of nursery including mother plants with Survey No.

Details of mother trees:

(a) Survey number and Area:

(b) Kind of fruit/ornamental plant with variety:

(c) Number of fruit plant/ornamental plant:

(d) Age of fruit plants, source of mother plants, in case information about source of mother plants is not available, their performance in respect of yield and quality of fruit before being used as mother plant.

(2) Number of grafted, budded or rooted cuttings with the details of the varieties of each fruit/ornamental plants, the applicant wants to produce every year.

Name of the fruit/ ornamental plant	Method of propagation	No. of fruit/ornamental plants to be propagated
(1)	(2)	(3)

(3) Details of the equipment available for control of insects, pests and plant diseases.

(4) The number of fruit/ornamental plants, produced and sold each year may be given separately for each variety (for last 5 years).

Year	Name of the fruit/ornamental plant	Variety	No. of plants produced	No. sold	Selling rate
(1)	(2)	(3)	(4)	(5)	(6)

(5) Amount of Rs. 1000/-, being the fee for renewal of the licence, is being remitted herewith by Demand Draft/Cash.

Declaration:

(1) I hereby declare that the information given above is true to the best of my knowledge and belief.

(2) I have read the Act and rules made thereunder, and undertake to fulfil all the conditions prescribed in the Act and rules and that may be laid down by the competent authority under the provisions of the Act and rules.

(3) I undertake to sell only the quality plants at reasonable price.

Date: _____ Signature of the Applicant _____

Place: _____ Name: _____

_____ Address: _____

Form 'D'

[See rule 6 (a)]

Register showing source of mother plants used for propagation of fruit/ornamental plants

Location with Survey No. mother plant nursery from which plants are used for propagation	Name and Variety of fruit/ornamental plants		Number assigned to the mother plant	
	Root stock	Scion	Root stock	Scion
(1)	(2)		(3)	

Form 'E'

[See rule 6 (b)]

Register showing the fruit/ornamental plants raised and ready for sale

Name and variety of fruit/ornamental plant	Number assigned to mother tree in the nursery		Number of plants raised	Number of plants ready for sale for transportation
	Root stock	Scion		
(1)	(2)		(3)	(4)

Form 'F'

[See rule 6 (c)]

Register of sale of fruit/ornamental plant

Date of sale	Name and Address of the person to whom plants are sold	Source of plants produced for sale		Rate at which sold	Remarks
		Assigned root stock number	Assigned scion number		
(1)	(2)	(3)		(4)	(5)

Form 'G'

(See rule 9)

Label

Name and address of the Nursery: _____

Age: _____

Root stock: _____

Scion: _____

Form 'H'

(See rule 11)

Form of application for appeal against the decision of the competent authority

I/We, holder(s) of licence No. _____ issued to me/us for conducting the business of production and sale of fruit plants/ornamental plants under the name of _____ hereby appeal for reconsideration of the decision of _____ (designation of competent authority) in respect of refusal to grant or renew or suspend or cancel the said licence.

Date and number of issue of orders by the competent authority:—

The reasons in favour of our above appeal are as under:—

Place: _____

Dated: _____

Notification

In exercise of the powers conferred by section 3 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) (herein called the said Act), the Government of Goa hereby.— appoint the Deputy Director of Agriculture (Horticulture), Government of Goa, to be the competent authority for the purposes, of the said Act, for the whole of the State of Goa, with immediate effect.

By order and in the name of the Governor of Goa.

(_____)

Notification

In exercise of the powers conferred by sub-section (2) of section 1 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) (hereinafter called the said Act), Government of Goa, hereby appoints the _____ as the date on which the said Act shall come into force.

By order and in the name of the Governor of Goa.

(_____)

Notification**The Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules 1997**

In exercise of the powers conferred by sub-section (1) of section 12 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) (hereinafter called the said Act), Government of Goa, hereby notifies the Secretary (Agriculture), Government of Goa, Secretariat, Panaji, as an appellate authority for the purpose of the said Act with immediate effect.

By order and in the name of the Governor of Goa.

(.....)

Department of Inland Waterways

Office of Captain of Ports

Notification

1/12/97-IWT/COP

The following draft rules which the Government of Goa proposes to make under section 19, 52 and 67 of the Inland Vessels Act, 1917 (Central Act 1 of 1917), are hereby published as required by sub-section (1) of section 74 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of a period of thirty days from the date of publication of this Notification in the Official Gazette.

Objection and/or suggestions, if any, in respect of the said draft Rules may be forwarded to the Captain of Ports and Ex-Officio Joint Secretary, Panaji-Goa before expiry of thirty days from the date of publication of this Notification in the Official Gazette.

Draft Rules

In exercise of the powers conferred by section 19 read with section 52 and 67 of the Inland Vessels Act, 1917 (Central Act 1 of 1917), the Government of Goa hereby makes the following rules so as to further amend the Inland Steam Vessels (Construction and Survey) Rules, 1965, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Inland Vessels (Construction and Survey) (Amendment) Rules, 1997.

(2) They shall come into force at once.

2. *Amendment of rule 2.*— In rule 2 of the Inland Steam Vessels (Construction and Survey) Rules, 1965 (hereinafter called the "Principal Rules"), after clause (viii), the following shall be inserted, namely:—

"(IX) "Dynamically supported Craft" means a craft which is operable on or above water and which has characteristics different from those of conventional displacement ships to which the existing International Conventions, particularly the safety and Load Line Conventions apply."

3. *Amendment of Appendix.*— For Appendix 1 appended to the principal Rules, the following shall be substituted, namely:—

A — "Appendix 1 every application for survey shall be accompanied by a fee calculated on the basis of tonnage of the motor vessel in accordance with the rates given below:—

- | | |
|---|-------------|
| (1) In respect of Inland Vessels of which the gross tonnage does not exceed 10 tons. | Rs. 230.00 |
| Exceed 10 tons but does not exceed 25 tons. | Rs. 300.00 |
| Exceeds 25 tons but does not exceed 50 tons. | Rs. 400.00 |
| Exceed 50 tons but does not exceed 75 tons. | Rs. 450.00 |
| Exceeds 75 tons but does not exceed 100 tons. | Rs. 530.00 |
| Exceeds 100 tons but does not exceed 300 tons. | Rs. 600.00 |
| Exceeds 300 tons but does not exceed 600 tons. | Rs. 750.00 |
| Exceeds 600 tons but does not exceed 900 tons. | Rs. 900.00 |
| Exceeds 900 tons but does not exceed 1200 tons. | Rs. 1050.00 |
| For every 300 tons or part thereof over 1200 tons. | Rs. 150.00 |
| (2) Special survey fees chargeable when a Vessel is surveyed for the first time for issue of Certificate of Survey. | Rs. 230.00 |
| (3) For change of name of Master or Serang on Certificate of Survey. | Rs. 20.00 |
| (4) For change of name of Driver on Certificate of Survey | Rs. 20.00 |
| (5) Issue of extra copy of Certificate of Survey, | |
| (i) if request is made alongwith the application for Survey per copy, | Rs. 20.00 |
| (ii) if request is received subsequently per copy. | Rs. 20.00 |

- (6) Fees for the visit of a Surveyor at the request of the owner for ascertaining whether a vessel can be issued with a Certificate of Survey or for general visits by surveyors at requests of owners per visit. Rs. 250.00

- (7) The fees payable for extension of a Certificate of Survey shall be half the annual survey fees. —

- (8) Visit fees for any miscellaneous survey not otherwise covered in the above table, viz. suffered damages of hull or machinery survey or propeller and shaft, etc. Rs. 300.00

B — Examination of Plans:

For the convenience of designers, preliminary plans of hull of proposed vessel shall, if desired, be examined and the fees chargeable in such cases are as follows:—

- (1) For examination of the structural drawing and scantling. Rs. 1500.00
- (2) For the consideration of watertight sub-division arrangement. Rs. 900.00
- (3) For consideration of the fire protection arrangement. Rs. 600.00
- (4) For Bilge and Ballast pumping arrangement. Rs. 600.00
- (5) Oil, fuel, storage, pumping and overflow arrangement. Rs. 900.00
- (6) Electrical system, layout, main and emergency arrangement. Rs. 900.00
- (7) Machinery, Air starting and lubrication oil arrangement. Rs. 600.00
- (8) Any other plan not covered above. Rs. 600.00
- (9) For examination and certifying a copy of plan of loading subsequent to examination of the original plan. Rs. 150.00
- (10) For an alteration in the plan of loading. Rs. 150.00
- (11) For taking approval of drawing of Classification societies. Rs. 2500.00
- (12) Fees in respect of taking approval of drawings of "Dynamically Supported Craft of Classification Societies/Lloyds. Rs. 10,000.00

(13) Distribution of fees realised:

- | | |
|--------------------------------|-----|
| (i) Surveyor/Examiner of plan. | 50% |
| (ii) Clerical staff concerned. | 7% |
| (iii) Government. | 43% |

- C — Examination for grant of Certificate of Competency as Masters or Serang, Engineers or Engine drivers. Rs. 500.00

Distribution of fees realised.—

- | | |
|-----------------------------------|-----|
| (i) Examiner/Examiners concerned. | 50% |
| (ii) Clerical staff concerned. | 7% |
| (iii) Government. | 43% |

- D — Examination for grant of dispensation to act as master or Serang, Engineers or Engine Drivers. Rs. 250.00

- Examination for grant of Extension beyond 60 years. Rs. 500.00

(1) For Examination.

(2) Distribution of fees realised.

- | | |
|----------------------------------|-----|
| (a) Examiner/Examiners concerned | 50% |
| (b) Clerical staff concerned | 7% |
| (c) Government. | 43% |

E — Cancellation of registration of vessel destroyed and unfit for service

If a vessel has been destroyed or rendered permanently unfit for service, the owner thereof shall within one month, report the fact to the Registering Authority in Form VII and also forward to that Authority the Certificate of Registration of the vessel and obtain a "NO OBJECTION CERTIFICATE" from the Registering Authority after paying Rs. 400.00

- E — (i) The owner of the vessel shall ensure that all their outstanding Port dues, inclusive of the open plots/ /and or riverine land used for repairing or construction of Inland Vessels are paid in the Captain of Ports Department.
- (ii) No Inland Vessels/or any other vessels/craft shall ply in the Inland Waterways of Goa unless all dues inclusive of Government Port dues under the Indian Ports Act, 1908 (Central Act 15 of 1908) and Rules framed thereunder are paid in the Office of the Captain of Ports, by their owners.
- (iii) Plying permissions/Survey Certificates of the Inland Vessels shall be withdrawn by Captain of Ports, if the owner of the Inland Vessel owe any dues, inclusive of Port dues, under the Indian Ports Act, 1908 (Central Act 15 of 1908) and Rules framed thereunder.
- (iv) Captain of Ports shall detain any Inland Vessels, if, and when found plying in the Inland Waters of Goa, without payment of dues/fees as prescribed under the Inland Vessels Act, 1917 (Central Act 1 of 1917)

and Rules framed thereunder or under the Indian Ports Act, 1908 (Central Act 15 of 1908) and Rules framed thereunder.

Payment of fees: All the fees under these rules shall be paid by Treasury challan.

By order and in the name of the Governor of Goa.

Capt. A. P. Mascarenhas, Captain of Ports and Ex-Officio Joint Secretary.

Panaji, 6th October, 1997.

Notification

1/12/97-IWT/COP

The following draft rules which the Government of Goa proposes to make under clause (d) of sub-section (2) of section 19 of the Inland Vessels Act, 1917 (Central Act 1 of 1917), are hereby published as required by sub-section (1) of section 74 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of a period of thirty days from the date of publication of this Notification in the Official Gazette.

Objections and/or suggestions, if any, in respect of the said draft rules may be forwarded to the Captain of Ports and Ex-Officio Joint Secretary, Panaji-Goa before expiry of thirty days, from the date of publication of this Notification in the Official Gazette.

Draft Rules

In exercise of the powers conferred by clause (d) of sub-section (2) of section 19 of the Inland Vessels Act, 1917 (Central Act 1 of 1917), the Government of Goa hereby makes the following rules so as to further amend the rules notified under Government Notification No. I & L/1545/65/3906 dated 26-8-1965, as follows:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Regulation of making of Surveys (Amendment) Rules, 1997.

(2) They shall come into force at once.

2. *Amendment of rule 1.*— For rule 1 of the rules notified under Government Notification No. I & L/1545/65/3906 dated 26-8-1965 (hereinafter referred to as the "Principal Rules"), the following shall be substituted, namely:—

"1. *Holiday fees.*— Where a Surveyor is called upon by the owner or his agent to undertake the survey of an Inland Steam (Motor) Vessel on a Saturday, Sunday or Public Holiday notified by the Government from time to time, an additional fee of Rs. 400.00 shall be charged besides the usual survey fees payable under the Inland Vessels Act, 1917 (1 of 1917) and the rules made thereunder."

3. *Amendment of rule 2.*— In rule 2 of the principal Rules,—

(i) in clause (a), for words and figures "Rs. 150.00", the words and figures "Rs. 200.00" shall be substituted;

(ii) in clause (b), for the words and figures "Rs. 50.00", and "Rs. 100.00", the words and figures "Rs. 100.00 and "Rs. 200.00" shall be substituted, respectively.

4. *Amendment of rule 3.*— In rule 3 of the principal Rules, for the words and figures "Rs. 72.00" and "Rs. 36.00", wherever they occur, the words and figures "Rs. 200.00" and "Rs. 100.00" shall be substituted, respectively.

By order and in the name of the Governor of Goa.

Capt. A. P. Mascarenhas, Captain of Ports and Ex-Officio Joint Secretary.

Panaji, 6th October, 1997.

Department of Labour

Notification

25/3/96-LAB/5175

The following draft Notification which is proposed to be issued under sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act XI of 1948), is hereby published as required by clause (b) of sub-section (1) of section 5 of the said Act, for information of the persons likely to be affected thereby and Notice is hereby given that the said draft Notification shall be taken into consideration by the Government after expiry of a period of two months from the date of publication of the said draft Notification in the Official Gazette.

All objections/suggestions to the said draft Notification may be forwarded to the Secretary, Labour, EDC House, Panaji-Goa, before expiry of a period of two months from the date of publication of this Notification in the Official Gazette so that the same could be taken into consideration at the time of finalisation of the draft.

DRAFT NOTIFICATION

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 read with clause (iii) of sub-section (1) of section 4 and sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act XI of 1948), the Government of Goa hereby amends the Government Notification No. 25/3/96-LAB dated 25-3-1997, published in the Official Gazette, Extraordinary No. 4, Series I, No. 51 dated 25-3-1997 (hereinafter called the "said Notification") as follows:—

In the Schedule to the said Notification, in the "Explanation", after clause (4), the following shall be inserted, namely:—

"(5) An ex-serviceman employed as Security Guard (with or without arms) shall fall in the respective skilled or semi-

-skilled category, as the case may be, and a security guard being a non-ex-serviceman, whether called Chowkidar or Watchman, shall fall in the Unskilled category unless he is categorised as skilled or semi-skilled by the concerned employer.”.

By order and in the name of the Governor of Goa.

R. S. Mardolker, Commissioner, Labour and Ex-Officio Joint Secretary, (Labour).

Panaji, 30th September, 1997.

Department of Personnel

Order

2/776-PER (Vol. III) (part)

Departmental Selection Committee/Departmental Promotion Committee for the Group 'C' and 'D' posts in respect of Goa Engineering College, Farmagudi and Goa College of Pharmacy, Panaji, is reconstituted as follows:—

- | | |
|---|------------|
| i) Principal | — Chairman |
| ii) Seniormost Professor in the College | — Member |
| iii) Joint Secretary (Personnel) | — Member |

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Joint Secretary (Personnel).

Panaji, 15th October, 1997.

Department of Social Welfare

Notification

13/9/96-SWD

In pursuance of rule 15 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Rules, 1995 the Government of Goa is hereby pleased to prepare a model contingency plan for implementing the provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Central Act 33 of 1989), as under:—

Model contingency plan under the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Rules, 1995.

Brief Background:—

Every State Government is required to prepare a model contingency plan as required under rule 15 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Rules, 1995,

for implementing the various provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (33 of 1989). It is also required to specify the roles and responsibilities of the various departments and their officers at different levels, the roles and responsibilities of Rural/Urban Local Bodies and Non-Government Organisation.

Objectives:—

The scheme aims at providing relief and rehabilitation to the victims of offences of atrocities among the members of the Scheduled Castes and the Scheduled Tribes.

It may be stated here that in the State of Goa, there is no identified area or an area prone to atrocities. The incident of occurrence of atrocities against Scheduled Castes/Scheduled Tribes population is also negligible in Goa. The total population of Scheduled Castes is only 2.08% i.e. 24,364 persons and that of the Scheduled tribes is only 376 persons in the State of Goa.

The following relief and rehabilitation measures are proposed, taking into consideration the socio-economic and cultural structure of the society in general and Scheduled Castes/Scheduled Tribes communities in particular, in the State of Goa.

(A) Scheme to provide immediate relief in cash or in kind or both.

The victims of the following categories of atrocities shall be given immediate relief in cash or in kind or both, by the Directorate of Social Welfare, Government of Goa, on the recommendations of the District Magistrates of North and South Goa based on the findings of extent of the damage/loss suffered by the victims.

(1) Victims of destruction of house/property.

(2) Death of earning member or any member of the family on whom the family is dependent.

(3) Any other form of atrocities leading to serious injuries or disabilities thereby preventing victims from any gainful employment and livelihood.

The concerned District Magistrate shall act as coordinating officer in the district and the Government Departments to and Non-Governmental Organisations shall provide the necessary assistance to the District Magistrate concerned.

Functions of the District Magistrate (Collector) — (1) The respective Magistrate of the District shall immediately visit the spot of incidence and assess the extent of loss caused to the victims of atrocities and shall furnish the report recommending the quantum of financial assistance to be released immediately, including the assistance of cash or kind or both per victim. The reasonableness of quantum of assistance shall be decided by the District Magistrate based on the circumstances of the atrocities.

(2) The District Magistrate shall also make the necessary arrangements to provide food, shelter, transport and medical facilities to the victims of atrocities whenever required and also

to the attendants accompanying the victims. The Director of Social Welfare shall place at the disposal of respective District Magistrate certain amount of funds for this purpose.

(3) The District Magistrate shall also allot the sites for cremation/burial. Other Government Departments which shall assist the District Magistrates are (a) Education Department for making available temporary shelters to the victims in the premises of schools, etc. (b) Health Department for giving immediate first aid and other necessary free medical assistance through Primary Health Centres, Cottage Hospitals, Goa Medical College etc. on top priority basis to the victims of atrocities. (c) Non-Governmental Organisations like Lions Club, Rotary Club, Red Cross, Mahila Mandals, Sports Clubs, Temple and Church Committees, Sarpanches of the Village Panchayats, Presidents of Municipal Councils etc., shall provide assistance to the victims by way of arrangements to provide temporary shelters, food, clothes, beddings, first-aids etc, till long term rehabilitative measures are taken.

(B) Scheme for rehabilitation of the victims of atrocities.

The concerned District Magistrate shall also implement the following long-term relief measures for the victims of atrocities with the help of the Government Departments and Non-Governmental agencies (1) He allot the house-sites to the victims or families of victims under the 20-point programmes on preferential basis. (2) Public Works Department shall render the necessary assistance by providing free drinking water supply, stones, bricks and other materials required for construction of houses and the link roads for the houses constructed for the victims of atrocities, (3) Electricity Department shall provide power supply free of cost to such houses, (4) The Directorate of Agriculture shall provide the seeds, fodder, fertilizers etc., free of charge. Also, the tools/equipments necessary for farming shall be provided, (5) The Directorate of Animal Husbandry shall provide 100% subsidy to purchase the milk animals, goats/sheeps/poultry etc. which shall be provided with insurance cover by General Insurance Company, (6) The Directorate of Social Welfare shall immediately sanction financial assistance for construction of houses with 100% subsidy under their Schemes. The Directorate of Social Welfare shall also provide the financial assistance as envisaged under the scheme under Special Component Plan. Besides this, the benefits under existing schemes of the Directorate of Social Welfare like insurance of houses/huts, financial assistance to young widows etc. shall also be extended to victims of atrocities. (7) All Government Departments/Government undertakings/local self-bodies etc. shall provide employment to the dependent or for one of the family member of victim of atrocities on preferential basis. (8) The Directorate of Social Welfare shall provide all the assistance required under its scheme of financial assistance to widows, and formulate a separate scheme to provide the financial assistance to family of the deceased. (victim of atrocities). The Directorate of Social Welfare shall also modify its existing Schemes under Special Component Plan of relief so as to provide mandatory compensation to the victims of atrocities. (9) Education and Higher Education Department shall provide hostel facilities, admission in educational institutions, reservation of seats in addition to existing reservation quota. (10) Directorate of Industries and Mines shall provide technical know-how to establish small scale industries. (11) Scheduled Castes/Other Backward

Class Financial Development Corporation shall provide interest-free loan to establish small scale industries/projects. (12) Rural Development Agency shall provide training/stipend in short term professional occupations like carpentry, masonry machine repairs etc. under Jawahar Rojgar Yojana.

By order and in the name of the Governor of Goa.

E. Silveira, Under Secretary (Social Welfare).

Panaji, 17th September, 1997.

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Department of Urban Development

Notification

3/13-3/94-RD/1526

Whereas certain draft rules to amend the Goa, Daman and Diu Municipalities (Presidents and other Councillors Emoluments) Rules, 1970 were published as required under sub-section (3) of Section 306 of the Goa Municipalities Act, 1968 (Act 7 of 1969), in the Official Gazette, Series I, No. 23 dated 4th September, 1997 under Notification No. 3/13-3/94-RD/1166 dated 2-9-1997 of the Urban Development Department, Government of Goa, Panaji inviting objections and suggestions from the persons likely to be affected thereby before the expiry of fifteen days from the date of publication of the said Notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on 4-9-97;

And Whereas objections/suggestions received on the said draft amendment have been considered by the Government;

Now, Therefore, in exercise of the powers conferred by section 306 read with section 62 of the Goa Municipalities Act, 1968 (Act 7 of 1969) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to amend the Goa, Daman and Diu Municipalities (Presidents and other Councillors Emoluments) Rules, 1970 namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Municipalities (Presidents and other Councillors Emoluments) (Amendment) Rules, 1997.

(2) They shall come into force at once.

2. *Amendment of rule 1.*— In the Goa, Daman and Diu Municipalities (Presidents and other Councillors Emoluments) Rules, 1970 (hereinafter called the 'Principal Rules'), in rule 1 and in any other rule.—

(i) the figure and words 'Daman and Diu' wherever they occur, shall be omitted;

(ii) for the word 'Presidents' the word 'Chairpersons' shall be substituted.

3. *Amendment of rule 3.*— In rule 3 of the principal rules,—
(i) for sub-rule (1), the following shall be substituted, namely:—

“(1) (a) The Chairperson shall be entitled to draw per month a maximum honorarium of Rs. 1100.00 in the case of 'A' class municipal area, Rs. 900/- in the case of 'B' class municipal area and Rs. 700/- in the case of 'C' class municipal area.

(b) The Councillors shall be entitled to draw per month a maximum honorarium of Rs. 650/- in the case of 'A' class municipal area, Rs. 500/- in the case of 'B' class municipal area and Rs. 400/- in the case of 'C' class municipal area.

The Municipal Councils shall decide and fix the amount of honorarium to the Chairperson and Councillors after taking into consideration the financial position of the Municipal Council.”

(ii) in sub-rule (2), for the word “President”, the word “Chairperson” shall be substituted.

4. *Amendment of rules 4 and 5.*— In rules 4 and 5 of the principal Rules, for the word “President”, the word “Chairperson” shall be substituted.

By order and in the name of the Governor of Goa.

D. C. Sahoo, Director of Municipal Administration & Ex-officio Joint Secretary (UD).

Panaji, 16th October, 1997.